



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 625659

In re patent application of Muller

Group Art Unit: 1616

Serial No. 09/319,541

Examiner: Shahnam Sharareh

Filed: 8/19/99

For: PREPARATION IN FORM OF A MATRIX-AUXILIARY AGENT COMPOUND  
CONTAINING OPTIONALLY AN ACTIVE SUBSTANCE

April 23, 2001  
(April 22, 2001 = Sunday)

**AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated November 22, 2000, please amend the subject application as follows:

**IN THE CLAIMS:**

Please amend claims 1, 2, 4-8, 13 and 19-24 as follows:

1. (Amended) [Prolonged-release formulation] Formulation in the form of a matrix material-containing compound comprising:
  - a. ☒ an excipient phase comprising at least one excipient;
  - b. ☒ an active substance phase comprising at least one active substance; and
  - c. ☒ a matrix material phase comprising at least one polymer or lipid, [wherein in case of cellulose materials these cellulose materials are cellulose derivatives and] wherein the formulation is in the form of a freely flowable powder of spray-dried particles in which the matrix material phase is incoherent and the excipient and active substance phases are coherent, and the formulation provides controlled-release properties when directly compressed. *what is that*
2. (Amended) [Prolonged-release formulation] Formulation in the form of a matrix material-containing compound comprising:
  - an excipient phase comprising at least one excipient;

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*Shahnam*  
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